

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bardy

Serial No.: 10/042,402

Filed: 1/7/2002

Title: System And Method For Providing

Diagnosis And Monitoring Of Congestive Heart Failure For Use In

Automated Patient Care

Attorney Docket No.: 020.0254.US.CON

Commissioner for Patents Washington, D.C. 20231

Group Art Unit: 3762

Examiner:

Unassigned



SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

X under 37 CFR 1.97(b), or

(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)

under 37 CFR 1.9°	7(c)	together t	with	either	a
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- __ Statement under 37 CFR 1.97(e), or
- ___ a \$180.00 fee under 37 CFR 1.17(p), or
 - (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

___ under 37 CFR 1.97(d) together with a:

- ___ Statement under 37 CFR 1.97(e), and
- __ a \$180.00 fee set forth in 37 CFR 1.17(p).
 - (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

The Law Offices of Patrick J.S. Inouye 810 3rd Avenue, Suite 258 Seattle, WA 98104 (206) 381-3900 (206) 381-3999

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Attorney/Agent for Applicant(s)

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Date:

APR 2 2003

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PTO/SB/08A (10-01)
Approved for use through 10/31/2002. OMB 0651-0031
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Substitute for form 1449A/PTO Complete if Known **Application Number** 10/042 402 INFORMATION DISCLOSURE Filing Date Jan. 7, 2002 STATEMENT BY APPLICANT **First Named Inventor** Bardy, Gust H. (use as many sheets as necessary) Art Unit 3736 Examiner Name Unassigned 1 Sheet 1 of Attorney Docket Number 020.0254.US.CON

			U.S. PATE	NT DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
		US-4,852,570	8/1/1989	Levine	
····	ļ	US-6,024,699	2/15/2000	Surwit et al.	
	ļ	US-6,047,203	4/4/2000	Sackner et al.	
·····		US-6,067,466	5/23/2000	Selker	
		US-6,095,985	8/1/2000	Raymond et al.	
	······································	US-6,477,424	11/5/2002	Thompson et al.	^
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т
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Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. Washington, DC 20231.



Of Congestive Heart Failure For Use In Automated Patient Care"

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USPTO Transmittal

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Attorney Docket No.: 020.0254.US.CON Date Mailed: APR 2

2003

TECHNOLOGY CENTER ROTO

U.S. Patent Application entitled: "System And Method For Providing Diagnosis And Monitoring

Applicant: G.H. Bardy Serial No.: 10/042,402

Filed: January 7, 2002

Transmittal of Information Disclosure Statement (Under 37 CFR 1.97(b)) Form PTO-1449

Copies of: <u>6</u> U.S. Patent Documents, <u>0</u> Foreign Patent Documents, and <u>0</u> Other Documents

Attorney: Patrick J.S. Inouye Reg. No. 40,297

Please type a plus sign (+) inside this box

Signature

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Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 10/042,402 **Application Number** TRANSMITTAL Jan 7, 2002 **Filing Date FORM** (to be used for all correspondence after initial filing) **First Named Inventor** Bardy, Gust H. 3762 Group Art Unit **Examiner Name** Unassigned 020.0254.US.CON Total Number of Pages in This Submission Attorney Docket Number ENCLOSURES (check all that apply) After Allowance Communication **Assignment Papers** Fee Transmittal Form to Group (for an Application) Appeal Communication to Board of Drawing(s) Fee Attached Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition Proprietary Information After Final Petition to Convert to a Status Letter Affidavits/declaration(s) Provisional Application Power of Attorney, Revocation Other Enclosure(s) (please Change of Correspondence identify below): Extension of Time Request Address **Express Abandonment Request** 6 References Terminal Disclaimer Postcard Information Disclosure Statement Request for Refund and Transmittal Letter Certified Copy of Priority CD. Number of CD(s) Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Law Offices of Patrick J.S. Inouye Individual name Signature Date 2003 **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Copymissioner for Patents, Washington, D.C. 20231 on this date: Case Leighter Type or printed name Date

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